

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appln. No.	10/763,917)	Confirmation No. 7848
)	
Filed:	January 23, 2004)	
)	
Applicants:	HALLIDAY et al.)	This Terminal Disclaimer is being
)	electronically filed using the USPTO's
)	EFS-Web, on this date, February 23,
)	2007.
Title:	CARTRIDGE FOR THE)	
	PREPARATION OF BEVERAGES)	
)	
Art Unit:	1761)	
)	
Examiner:	Reginald ALEXANDER)	
)	
)	
Attorney Docket:	67625)	
)	
Customer No.:	48940)	

TERMINAL DISCLAIMER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Examiner:

Kraft Foods Holdings, Inc., a company with a place of business at Three Lakes Drive, Northfield, Illinois, through its attorneys, represents that it is the assignee of the entire right, title and interest in and to the above-identified U.S. Application No. 10/763,917. Kraft Foods Holdings, Inc. further represent through its attorneys that it is the assignee of the entire right, title and interest in and to U.S. Application No. 10/764,174.

Kraft Foods Holdings, Inc. hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, of any patent issuing from U.S. Application No. 10/764,174. Kraft Foods Holdings, Inc. hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent

issuing from U.S. Application No. 10/764,174 are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, Kraft Foods Holdings, Inc. does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of any patent granted on U.S. Application No. 10/764,174 as shortened by any terminal disclaimer filed prior to the patent grant, in the event that any such granted patent: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer filed prior to its grant.

The Commissioner is hereby authorized to charge any additional fees which may be required in this application to Deposit Account No. 06-1135.

Respectfully submitted,

FITCH, EVEN, TABIN & FLANNERY

Date: February 23, 2007

/Jon A. Birmingham/

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